

<b>DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION</b>		Attorney Docket Number		4002-3434/PC834.00										
		First Named Inventor		Molz										
		COMPLETE IF KNOWN												
		Application No.												
<input checked="" type="checkbox"/> Declaration submitted with Initial Filing	<input type="checkbox"/> Declaration submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)	Filing Date		February 27, 2004										
		Group Art Unit												
		Examiner's Name												
<p>As a below named inventor, I hereby declare that:</p> <p>My residence, post office address, and citizenship are as stated below next to my name.</p> <p>I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled</p>														
<b>RADIOPAQUE COAXIAL SPINAL TETHER DESIGN AND METHOD</b>														
<i>(Title of Invention)</i>														
<p>The specification of which</p> <p><input checked="" type="checkbox"/> is attached hereto OR</p> <p><input type="checkbox"/> was filed on (MM/DD/YYYY) <u>February 27, 2004</u> as United States Application Number or PCT</p> <p>International Application Number _____ and was amended on (MM/DD/YYYY) (if applicable).</p> <p>I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.</p> <p>I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.</p> <p>I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:</p>														
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?										
			<input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>									
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>									
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>									
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>									
<p>I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">Application Number(s)</td> <td style="width: 30%;">Filing Date (MM/DD/YYYY)</td> <td rowspan="4" style="width: 40%; vertical-align: top;"> <input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.           </td> </tr> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> </table>						Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.						
Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.												

<p>I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:</p>					
US Parent Application or PCT Parent Application Number		Parent Filing Date (MM/DD/YYYY)		Parent Patent Number (if applicable)	
<p>As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:</p>					
<p><input checked="" type="checkbox"/> Customer Number <span style="border: 1px solid black; padding: 2px 20px;">30565</span> OR <input type="checkbox"/> Registered practitioner(s) name/registration number listed below.</p>					
Name		Registration Number		Name	
James B. Myers, Jr.		42,021			
<p><input checked="" type="checkbox"/> Additional registered practitioner(s) named on supplemental Registered Practitioner Information Sheet PTO/SB/02C attached hereto.</p>					
<p>Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number <span style="border: 1px solid black; padding: 2px 20px;">30565</span> OR <input type="checkbox"/> Correspondence address below</p>					
Name		Woodard, Emhardt, Mortarty, McNett & Henry LLP			
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<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>					
<b>NAME OF SOLE OR FIRST INVENTOR:</b>					
Given Name (first and middle (if any))		Fred J.		Family Name or Surname	
				Molz	
Inventor's Signature		<i>Fred J. Molz, Jr.</i>			Date
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				Country	
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<b>NAME OF JOINT INVENTOR (IF ANY):</b>			
Given Name (first and middle [if any])	Troy D.	Family Name or Surname	Drewry
Inventor's Signature	<i>Troy D. Drewry</i>		Date 26 FEB 04
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<b>NAME OF JOINT INVENTOR (IF ANY):</b>			
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature			Date
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	ZIP	Country
<b>NAME OF JOINT INVENTOR (IF ANY):</b>			
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature			Date
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	ZIP	Country
<b>NAME OF JOINT INVENTOR (IF ANY):</b>			
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature			Date
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	ZIP	Country

DECLARATION		Registered Practitioner Information (Supplemental Sheet)	
Name	Registration Number	Name	Registration Number
C. David Emhardt	18,483	Michael S. Wherry	53,764
Joseph A. Naughton, Jr.	19,814	Elizabeth A. Shuster	52,672
John V. Moriarty	26,207	Michael C. Bartol	44,025
John C. McNett	25,533	Gary M. Gron	24,293
Thomas Q. Henry	28,309		
James M. Durlacher	28,840	Noreen C. Johnson	38,929
Charles R. Reeves	28,750	David A. Warmbold	30,897
Vincent O. Wagner	29,586	Paul A. Revis	45,040
Steve Zlatos	30,123	John F. Thompson	43,953
Spiro Bereveskos	30,821	Trevor D. Arnold	51,416
Clifford W. Browning	32,201		
R. Randall Frisk	32,221		
Daniel J. Lueders	32,581		
Kenneth A. Gandy	33,366		
Timothy N. Thomas	35,714		
Kurt N. Jones	37,996		
John H. Allie	39,068		
Holiday W. Banta	40,311		
Troy J. Cole	35,102		
L. Scott Paynter	39,797		
Charles J. Meyer	41,996		
Matthew R. Schantz	40,800		
Gregory B. Coy	40,967		
Lisa A. Hiday	40,036		
John V. Daniluck	40,581		
Christopher A. Brown	41,642		
Arthur J. Usher IV	41,359		
Douglas A. Collier	43,556		
Brad A. Schapers	45,431		
Scott J. Stevens	29,446		
James B. Myers	42,021		
John M. Bradshaw	46,573		
Quentin G. Cantrell	47,469		
Charles P. Schmal	45,082		
Edward E. Sowers	36,015		
John L. Roberts	50,453		
John J. Emanuela	51,653		
Denise M. Gosnell	51,748		
Jason A. Houdek	54,620		

WITNESS Assignor's hand this 26<sup>th</sup> day of FEBRUARY, 2004

Troy D. Drewry  
Troy D. Drewry

STATE OF TENNESSEE           )  
  ): ss  
COUNTY OF SHELBY           )

Before me, a Notary Public, in and for said County and State, personally appeared Troy D. Drewry, who, being first duly sworn upon his oath, acknowledged the execution of the foregoing "Assignment" as his voluntary act and deed.

2004 WITNESS my hand and Notarial Seal this 26<sup>th</sup> day of FEBRUARY

Lisa A. Buckler  
Notary Public

Printed: LISA A. BUCKLER

Resident of MARSHALL County

My Commission Expires:

